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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/708,626	03/16/2004	Kim Kwee Ng		2625

30823 7590 11/20/2008
KIM KWEE NG
10 MALIBU LANE
CENTEREACH, NY 11720-3042

EXAMINER

SMITH, KIMBERLY S

ART UNIT	PAPER NUMBER
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3644

MAIL DATE	DELIVERY MODE
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11/20/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/708,626	NG, KIM KWEE
	Examiner	Art Unit
	Kimberly S. Smith	3644

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 17 November 2008 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

The amendment filed 11/17/08 is presenting a new claim containing subject matter associated with prior claim 62. The Applicant's attention is drawn to the office action dated 04/06/07 in which the restriction requirement was withdrawn as to any claim that requires all the limitations of the allowable claim. However, claim 62 was clearly stated to be directed to the enclosure being a wall enclosure, which is not properly dependent to include all the limitations of the independent claim, as the independent claim requires the enclosure being comprised of a set of deflectable strips. Further, the applicant has not stated per MPEP 714.16 as to (A) why the amendment is needed; (B) why the proposed amended or new claims require no additional search or examination; (C) why the claims are patentable; and (D) why they were not presented earlier.

/Kimberly S Smith/
Primary Examiner, Art Unit 3644